

APPENDIX A

CONFIDENTIAL RECORD SHEET

REGISTRATION SERVICE
BOY SCOUTS OF AMERICA

Date 11/10/87

Social Security Number _____

Full name CLIFTON RUSSELL TUSING
(No initials if you can possibly get full name)

Address _____

City CENTER HILL State FLORIDA ZIP 33514

Date of birth 10/17/40 (This is important and should be exact.)

Approximate age _____ (To be used ONLY when date of birth is not known.)

Religion _____ Nationality USA

Occupation CHEMIST/FOOD MANAGER

Education _____

Weight 158 Height 6'0" Race WHITE

Color of hair BLACK Color of eyes BROWN

Outstanding characteristics or interests _____

Married or single MARRIED Children _____
(Number, ages, and names, if possible)

Spouse's name _____

Scouting connections:

Unit No.	City	State	Position	Date registered	Date resigned
<u>C3996</u>	<u>BUSHNELL</u>	<u>FL</u>	<u>CM</u>	<u>10/87</u>	<u>11/5/87</u>

ID # 059972
Special Recognition _____

Suspended or denied registration for following reasons: CRIMINAL RECORD
AS PER ATTACHED

SPECIFY THE FACTS THAT LEAD YOU TO RECOMMEND DENIAL OF REGISTRATION, AND LIST ATTACHED SUPPORTING DOCUMENTS (STATE ONLY KNOWN FACTS, NOT RUMOR, CONJECTURE OR SPECULATION):

Signed Thomas B. Timber
Scout Executive

Council GULF RIDGE 86

NOTED

DEC 01 '87

JOSEPH L. ANGLIM

CONFIDENTIAL

NOV 19 1987

F. STARON

CONF013065

December 4, 1987

Mr. Thomas R. Deimler
Scout Executive
Gulf Ridge Council, No. 86

PERSONAL AND CONFIDENTIAL

SUBJECT: Clifton Russell Tusing

Dear Tom:

Thank you for the detailed information sent concerning the above Scouter. This case has been reviewed with our attorney and is now on our permanent Confidential File.

Sincerely,

Paul Ernst, Director
Registration Service

PE/eko

cc: Southeast Region

READY TO FILE
DEC 03 1987
ERIN O'RILEY

CONF013066



November 11, 1987

Mr. Paul I. Ernst S108
Registration & Subscription
Boy Scouts of America
1325 Walnut Hill Lane
Irving, Texas 75038-3096

Dear Paul:

As you can see by the enclosed, we have sufficient reason to provide a letter to Mr. Clifton R. Tusing suspending his registration with the Boy Scouts of America.

We are hereby asking that he be placed on the Boy Scouts of America 'Confidential File'. He has been removed from our local council registration file.

Many thanks for your support and assistance in this matter.

Sincerely,

Thomas R. Deimler
Scout Executive

TRD/mc

Enclosures

cc: Mr. James E. Johnson, Southeast Region Personnel Director
Mr. Bob Somers, Area I Director


Boy Scouts of America/Gulf Ridge Council, Inc., No. 86
4410 Boy Scout Boulevard, P.O. Box 24077, Tampa, Florida 33623 (813) 872-2691
Serving Citrus, Hardee, Hernando, Highlands, Hillsborough, Pasco, Polk and Sumter Counties
A United Way Agency

CONF013067

M E M O R A N D U M

November 10, 1987

TO: Alice Wiley
FROM: Tom Deimler
RE: Clifton R. Tusing



Please remove the above individual from our council registration active files.

Also, I would like to make sure that he is taken off our mailing list and any other lists for mailing and/or distribution in this office.

Many thanks.

M E M O R A N D U M

November 9, 1987

TO: File
FROM: Mark Griffin *MS*
RE: Clifton R. Tusing

On Tuesday, November 3, 1987, I received a call at home from Richard Howard, Division Supervisor for State's Attorney Ray Gill, informing me that he had received information from one of his attorneys, Julian Harrison, about a possible criminal record of sex offenses for the new Cubmaster in Bushnell, Clifton Tusing. He said they would be checking it out and would let me and the Scouting Coordinator, Thomas Moffitt, know what he found.

On Wednesday morning, November 4, I told Tom Deimler about the situation. Soon afterward I received a call at the Service Center from Tom Moffitt saying he had talked to Mr. Harrison and Sheriff Jamie Adams and that the record was confirmed. I got Tom Deimler on the phone and we discussed the situation and made arrangements to meet with Mr. Tusing on Thursday, November 5 to deliver the letter.

On Thursday, November 5, at about 6:45 p.m. I met with Tom Moffitt and Julian Harrison who gave me a copy of the FOLE and county records pertaining to Mr. Tusing. At about 6:50, Mr. Tusing arrived and met with Mr. Moffitt and me. Mr. Moffitt told Mr. Tusing he was asking him to step down and I gave him the letter from Tom Deimler. While Mr. Tusing was reading the letter Tom Moffitt asked Mr. Tusing to turn in a uniform the pack had purchased for him and any books he had gotten from the pack. Mr. Tusing said he would and that he was sorry. He then left.



November 5, 1987

Mr. Clifton R. Tusing
[REDACTED]
Center Hill, Florida 33514

Dear Mr. Tusing:

After careful review, we have decided that your registration with the Boy Scouts of America should be suspended. We are therefore compelled to request that you sever any relations you may have with the Boy Scouts of America. A \$5 refund of your registration fee is enclosed.

You should understand that BSA membership registration is a privilege and is not automatically granted to everyone who applies. We reserve the right to suspend registration whenever there is a concern that an individual may not measure up to the high standards of membership the BSA seeks to provide for American youth.

If you wish to have this decision reviewed, please write to me within 60 days of the date of this letter, explaining your version of the facts supporting your claim that your registration as a BSA member should be granted or reinstated. The procedures for review are attached.

Sincerely,

Thomas R. Deimler
Scout Executive

TRD/mc

Enclosure

cc: Mr. Richard J. Fee, Vice President/Administration

APPLICANT PROCEDURE FOR REQUESTING REVIEW
OF DECISION DENYING REGISTRATION

1. If registration is refused, the applicant may request a review of this decision. This request must be in the form of a written request from the individual which includes his or her version of the facts supporting the claim that registration should not have been denied.
2. Upon receipt of the written request for review, the president of the local council shall appoint a committee to review the situation.
3. The appointed committee should review the facts as presented, and, in addition, may interview any persons whose testimony might assist the committee in discovering the truth and arriving at a correct decision.
4. A confidential report will be given to the applicant setting forth the decision of the committee.
5. The applicant may-if he or she does not agree with the decision-request a review from the regional director by submitting a written request for such a review within 30 days of the receipt of the local council decision.
6. If the regional review does not satisfy the applicant, he or she may ask for further review by the National Council by submitting a written request for such a review within 30 days of the receipt of the regional decision. The decision by the National Council is final.

OFFICE OF THE STATE ATTORNEY

*Fifth Judicial Circuit of Florida
Serving Marion, Lake, Citrus, Sumter, Hernando Counties*



S. RAY GILL
State Attorney

November 5, 1987

County Office Building

Ocala, Florida 32670

Please Reply To:

Courthouse Annex

Bushnell, Florida 33513

Thomas G. Moffitt

Bushnell, Florida 33513

Re: Clifton Russell Tusing

Dear Mr. Moffitt:

I am providing the following to you in relation to the above individual:

1. Certified copies of the information, county court negotiation memorandum, and Order in Sumter County Court Case #83-1218MM.
2. Copy of the Florida Department of Law Enforcement Computer Printout showing Mr. Tusing's record as contained in the Florida Department of Law Enforcement Computer Print-out System.

Also investigator notes in our office file indicate that Mr. Tusing, at the time the charges were made in Case #83-1218 MM, was on fifteen (15) years probation for Lewd Acts on and/or in the presence of minors.

I am releasing this material to you so that you may show it to Mr. Tusing and may provide it to the appropriate cub scout or boy scout officials. You should not release it to any other person.

Very truly yours,

JULIAN E. HARRISON

Assistant State Attorney

JEH/dn

CONF013072

FILE NO./0270033 FBI NO. 100-10000
T/6-00 WGT/158 EYE/BRO HAIR/BRO
MISC.NO./ SMT
P./CHEMIST FPC/DO 21 16 PD DO
DI 16 16 PI DI

*****OTHER IDENTIFIERS**

ALIAS/NICKNAME SMT DOB SOC.SEC. MISC.NO.
220-40-3914

ARREST CONTRIBUTOR /FL0290000 HILLSBOROUGH COUNTY SHERIFF'S OFFICE.

-111167-01 SEX OFFENSE-

DISP/

OCA/93130

0025 0222 0851

F310 REPLY

SID/FL06270053 -CONT TUSING, CLIFTON RUSSELL

COURT CONTRIBUTOR /FL0290000 HILLSBOROUGH COUNTY SHERIFF'S OFFICE

-111167-01 SEX OFFENSE-LEWD LASC ACT PRESENCE OF MINOR

DISP/FOUND MENTALLY INCOMPETENT

ARREST CONTRIBUTOR /FL0290200 TAMPA POLICE DEPARTMENT

-022670-01 SEX OFFENSE-

DISP/TURNED OVER TO ANOTHER AGENCY FL0290000 NO 9 OCA/154423

COURT CONTRIBUTOR /FL0630250 DEPARTMENT OF CORRECTIONS

-022670-01 SEX OFFENSE-LEWD LASC ACT

DISP/CONVICTED

CUSTODY CONTRIBUTOR/FL0630250 DEPARTMENT OF CORRECTIONS

-022670-CUSTODY NO./026114 031370-RECEIVED

CUSTODY CONTRIBUTOR/FL0370353 PAROLE & PROBATION COMMISSION - TALLAHASSEE

CUSTODY NO./00129534 050272-PAROLED

CUSTODY NO./ 022670-PROBATION REVOKED

CUSTODY CONTRIBUTOR, FL0630250 DEPARTMENT OF CORRECTIONS

-030170-CUSTODY NO./026114 030270-RECEIVED

CONF013073

IN THE COUNTY COURT IN AND FOR SUMTER COUNTY, FLORIDA

STATE OF FLORIDA

versus

Clifton Russell Tusing
Defendant

Case Number 83-1218 MM

Charge: Indecent Exposure

3/02

ORDER

TYPE OF COURT PROCEEDING:

☐ First Appearance ☐ Arraignment ☐ Jury Trial ☐ Non-Jury Trial
☐ Infraction Hearing ☒ Other: _____

DEFENDANT:

☒ Present ☐ Not Present ☐ Represented by: _____
☒ Waived Reading Of ☐ Information ☐ Affidavit ☐ Waived right to Attorney Judge
☐ Previously R.O.R.-Failed to Appear-Capias Ordered-Bond set at \$ _____

ATTORNEY:

☐ Adjudged Indigent; Public Defender Appointed ☒ Waived Counsel; May Secure own Attorney
☒ Appearance of Counsel Entered by: Robert Conley

BOND:

☐ Bond set at \$ _____ ☐ Bond continued ☐ Returnable _____
☐ Bond Estreated for Failure to Appear:
☐ Surety Bond - Notify Bondsman - Call Case for Review on _____
☐ Cash Bond Estreuture in the amount of \$ _____ ☐ Case Closed
☐ Issue Capias - Bond set at \$ _____ ☐ Rule to Show Cause Ordered
☐ Previous Bond Estreuture Set Aside ☐ Bond Reinstated

PLEA:

☐ Not Guilty: Continued for ☐ Jury Trial ☐ Non-Jury Trial ☐ Trial Before Attorney Judge
☐ Guilty ☐ Nolo Contendere TO: ☐ Offense as Charged ☐ Lesser included offense of _____
☐ Amended Charge of _____
☐ Denied Infraction: Continued for Civil Infraction Hearing ☐ Admitted Infraction

VERDICT:

☐ GUILTY TO: ☐ Offense as Charged ☐ Lesser included offense of _____
☐ Amended Charge of _____
☐ NOT GUILTY ☐ Adjudication Withheld ☐ NOLLE PROSEQUI entered in Open Court
☐ DISMISSED: _____

SENTENCE:

☐ Fine in amount of \$ _____ and \$ _____ (5% surcharge) and \$10.00 additional cost or in default of payment of fine that the Defendant be confined in the County Jail of Sumter County, Florida for a period of _____ (Fine includes \$1.00 FPA & _____)

☐ Defendant ROR until _____ to pay fine/costs or capias be issued by Clerk
☐ To Attend ☐ DWI SCHOOL ☐ Defensive Driving School ☐ Write _____ page Essay
☐ Driver's License Revoked for _____ ☐ Temporary Permit to be issued
☐ To serve _____ Mandatory Jail Time in the County Jail of Sumter County
☐ Credit Time Served ☐ Suspended - see remarks ☐ To be served on weekends beginning _____ ☐ OK Work Release Program
☐ Placed on Unsupervised Court Probation for a period of _____ (see Order)

☐ Suspended ☐ Deferred ☐ \$1.00 Department of Revenue ☐ \$1.00 City Assessment
☐ ROR or ☐ Bond remain same until: ☐ Pre-sentence Investigation ☐ Complete DWI/DDS
☐ Obtain proof of valid - ☐ License ☐ Tag ☐ Inspection or ☐ Further Notice

☐ Civil Penalty in amount of \$ _____ plus 5% surcharge in amount of \$ _____
Defendant has continuance for 1 year - Wanted
Defendant must take treatment and report monthly
Only violation and def. will be brought back to court.
☐ Paid - CC Dept # _____ ☐ Taped _____ ☐ In Chambers ☒ In Open Court

THIS ORDER DIRECTED TO ☒ Sumter County Sheriff ☐ City of _____ ☐ Traffic Bureau
☐ Estreuture and Case Closed ☐ Case Dismissed ☐ Case Closed ☒ Case Continued
☐ Commitment to receive and safely keep defendant until the judgment of this court is satisfied or discharged by law.

DONE, ORDERED AND ADJUDGED IN OPEN COURT ON THIS _____

DAY OF April 19 83

James F. Gable
Judge of County Court

STATE OF FLORIDA, COUNTY OF SUMTER

I HEREBY CERTIFY, that the above and foregoing is a true copy of the original.

BERNARD R. SHELNUITY, JR., Clerk of County Court

By James F. Gable Deputy Clerk

Dated 11-5-87

CONF013074

ST. -v- CLIFTON RUSSELL TUSING CASE NO. 83-1218 MM

I, CLIFTON TUSING, defendant, have been advised that an Information has been filed against me in the above styled Court charging me with the following criminal offenses; to-wit:

1. EXPOSURE OF SEXUAL ORGAN

2. _____

with a maximum sentence of 12 months imprisonment and/or a \$ 1000 fine.

I understand that through this instrument, the State Attorney's Office is offering me the opportunity to plead to the following charge(s), and I wish to enter a plea of Guilty/ Nolo Contendere to the following Criminal Offense(s) upon the following terms:

1. EXPOSURE OF SEXUAL ORGAN ADJ. ☒ W/H _____

2. _____ ADJ. _____ W/H _____

In Return the State shall have only the following obligations:

☐ None ☐ Enter a Nolle Prosequi on _____

☒ Recommend the following sentence(s):

1. _____ S.C.J. 3. 1 year Probation

2. \$1000 Fine 4. _____ Costs/Fees

☒ Other conditions/information applicable: A must continue therapy during course of probation.

I am aware and fully understand the charge(s) against me and that a plea of guilty admits the truth of the charge, a plea of not guilty denies the charge and a plea of Nolo Contendere neither admits nor denies the charge and is made in my own best interest.

I wish to enter my plea to the offense(s) as set forth above because I am guilty of or do not contest the charge(s) and I have no other reason. I have not been promised anything other than the terms as set forth above in return for my plea. No person has used any threats, force, pressure or intimidation to induce me to enter such plea as outlined above.

I fully realize that by entering such plea that I am waiving my right to trial by jury, right to confront and cross-examine my accusers, right to subpoena and have witnesses testify in my behalf, right to remain silent or to testify in my own behalf; and the right to have the State prove the truth of such charge(s) including each element beyond and to the exclusion of every reasonable doubt before I could be found guilty.

I hereby waive and give up my right to appeal all matters relating to the judgment, in ding the issue of guilt or innocence.

This document contains the complete terms of the plea agreement entered into by the State and Defendant, including all obligations the Defendant will incur as a result thereof. No additional agreements have been made between the Defendant, his attorney, the State Attorney's Office, any law enforcement personnel, the Court, or anyone else.

I understand that this offer is contingent upon the Court's acceptance of this plea agreement.

This offer shall expire unless accepted with plea as above entered on the 4 day of April, 19 83.

CR. Tusing 4/4/83
Defendant Date

W. Scott Wynn 3-29-83
Assistant State Attorney Date

John C. [Signature] 4/4/83
Attorney for Defendant Date

STATE OF FLORIDA, COUNTY OF SUMTER
I HEREBY CERTIFY, that the above and foregoing is a true copy of the original.
BERNARD R. SHELWITT, JR. Clerk of County Court
By [Signature] Deputy Clerk
Dated 11-5-87

IN THE COUNTY COURT of the Fifth Judicial Circuit of the State of Florida in
for Sumter County in the year of Our Lord, one thousand nine hundred and eighty-three.

STATE OF FLORIDA

CASE NO. 83- 1218 MM

VS

INFORMATION FOR:

TON RUSSELL TUSING

EXPOSURE OF SEXUAL ORGAN

THE NAME AND BY THE AUTHORITY OF THE STATE OF FLORIDA:

W. SCOTT WYNN, Assistant To GORDON G. OLDHAM, JR., State Attorney for the
Fifth Judicial Circuit of the State of Florida, in and for Sumter County prosecuting
the State of Florida, in the said County, under oath, information makes that:
TON RUSSELL TUSING of the County of Sumter and State of Florida, on the 11th day
February in the year of Our Lord, one thousand nine hundred and eighty-three in
County and State aforesaid:

expose or exhibit his sexual organs in a public place, or on the private premises
another or so near thereto or to be seen from such private premises in a vulgar
indecent manner, or so to expose or exhibit his person in such a place, or to go
be naked in such a place, to-wit: home at [REDACTED] Center
1, in violation of Florida Statute 800.03; First Degree Misdemeanor;

Contrary to the form of the statute in such cases made and provided and against the
peace and dignity of the State of Florida.

GORDON G. OLDHAM, JR.

State Attorney, Fifth Judicial Circuit of Florida

By: W. Scott Wynn Assistant State Attorney

STATE OF FLORIDA, COUNTY OF SUMTER

Personally appeared before me, W. SCOTT WYNN, Assistant To GORDON G.
OLDHAM, JR., State Attorney for the Fifth Judicial Circuit, State of Florida, in and
for Sumter County, State of Florida, who first being sworn, says that the allegations
set forth in the foregoing information are based upon facts that have been sworn
as true, and which if true, would constitute the offense therein charged. Prosecution
instituted in good faith and subscribed under oath, certifying he has received
testimony under oath from the material witness or witnesses for the offense.

W. Scott Wynn
Assistant to GORDON G. OLDHAM, JR.
State Attorney, Fifth Judicial Circuit of Florida

Sworn to and subscribed before me this 1st day of March, 1983.

David L. Jones My Commission Expires: 3/9/83
Notary Public

Presented and filed in the COUNTY Court this 2nd day of March, 1983.

STATE OF FLORIDA, COUNTY OF SUMTER
I HEREBY CERTIFY, that the above and foregoing is a
true copy of the original.

BERNARD R. SHELNUTT, JR., Clerk of County Court

By: James F. Rogers Deputy Clerk

Dated 11-5-87

BERNARD R. SHELNUTT, JR.
CLERK OF COUNTY COURT

By: Stacia Hayward D. C.

CONF013076

M E M O R A N D U M

November 4, 1987

TO: File
FROM: Thomas R. Deimler
Scout Executive
RE: Clifton R. Tusing



Mark Griffin received phone call from Tom Moffitt, Scouting Coordinator/Pack 996, chartered by Church of God Universal, to discuss matter and then transferred call to T.R.D.

Apparently Mr. Clifton R. Tusing has been identified by a parent in the pack as having a prior criminal record for child molestation.

Letter as per guidelines of national BSA asking Clifford Tusing to resign has been prepared dated 11/5/87 signed by Thomas R. Deimler.

Meeting is set for Mark Griffin and Tom Moffitt to hand deliver letter the evening of November 5, 1987.